

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1029 be amended to read as follows:

- 1 Page 3, line 35, delete "refund" and insert "**refund, whether the**
- 2 **obligor filed a joint state income tax return, and if the obligor filed**
- 3 **a joint state income tax return, the name and address of the**
- 4 **individual with whom the obligor filed the joint state income tax**
- 5 **return,".**
- 6 Page 4, line 2, delete "order" and insert "**order:**
- 7 **(1).**
- 8 Page 4, line 2, delete "refund." and insert "**refund; and**
- 9 **(2) has filed a joint state income tax return, and if the obligor**
- 10 **has filed a joint state income tax return, the name and**
- 11 **address of the individual with whom the obligor filed the joint**
- 12 **state income tax return."**
- 13 Page 4, line 5, delete "hearing." and insert "**hearing at least thirty**
- 14 **(30) days after the date that the court receives notification under**
- 15 **section 3(b) of this chapter."**
- 16 Page 4, line 7, delete "custodial parent" and insert "**court**".
- 17 Page 4, between lines 10 and 11, begin a new paragraph and insert:
- 18 **"(c) If the court receives notification under section 3(b) of this**
- 19 **chapter that the obligor filed a joint state income tax return, the**
- 20 **court shall send a notice to the individual with whom the obligor**
- 21 **filed a joint state income tax return by certified mail, return**
- 22 **receipt requested, and inform the individual:**

- 1 **(1) of the hearing date;**
2 **(2) that the court may order the individual's and obligor's**
3 **joint state income tax refund to be intercepted for the**
4 **obligor's past due child support payments; and**
5 **(3) that the individual may petition the court or provide**
6 **testimony at the hearing that the individual believes that**
7 **part of the individual's and obligor's joint state income tax**
8 **refund should not be intercepted for the obligor's child**
9 **support and should be paid to the individual."**

(Reference is to HB 1029 as printed January 21, 2004).

Representative Kuzman